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Drive. He also agreed to contact the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter Day Saints and inquire if it would be willing to put sidewalks along the street fronting it's property.

Mr. Cox stated that they were also anxious to get the plats recorded, so they could start selling lots.

Councilman Dafoe made a MOTION to authorize Mr. Quick to sign the Street Construction Plan Drawings, with the amendments agreed upon, by Mr. Cox in behalf of IPA, to include the sidewalk around the retention pond and also the discussion with the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter Day Saints for sidewalk along the Church property. Councilman Bennett SECONDED the motion, which passed unanimously.

Council Member Ruth Hansen asked the Council if they would be thinking of establishing a Library Board. Attorney Peterson was asked to check to see if an ordinance is necessary.

Councilman Bird made the MOTION to adjourn and Councilman Dafoe SECONDED the motion. The motion carried unanimously and the Mayor adjourned the meeting at 11:39 p.m.


Mayor Grant S. Nielson

City Recorder Dorothy Jeffery

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD MAY 9, 1983

PRESENT:

Grant S. Nielson
Don Bird
Don Dafoe
Ruth Hansen

Mayor
Council Member
Council Member
Council Member

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ABSENT:

Max Bennett
Willis Morrison

Council Member
Council Member

OTHERS PRESENT:

Vance Bishop
Dorothy Jeffery
Neil Forster
Ray Valdez
Greg Cooper
Warren Peterson
John Quick
Sherri Terrell
Martin Ludwig
Jim Fletcher

City Administrator
City Recorder
Public Works Superintendent
City Inspector
City Chief of Police
City Attorney
City Engineer
City Secretary

Mayor Nielson called the meeting to order at 8:03 p.m. and stated that notice of the time, place and agenda of the meeting had been posted at Millard County Chronicle, the Millard County Gazette and the local radio station, KNAK, and to each member of the governing body by personal delivery of copies of the Notice and Agenda two (2) days prior to the meeting.

MINUTES:

The minutes of a Public Hearing Held on April 25, 1983 regarding the proposed zone change on lot 4, block 27, at the corner of 2nd East and 2nd South from a R-2 zone to a multiple dwelling zone were presented for approval. Councilman Bird made the MOTION to approve the minutes as presented. Councilman Dafoe SECONDED the motion, which passed unanimously.

The minutes of a regular City Council Meeting held May 2, 1983 were discussed and corrected by the Council. Councilman Dafoe made the MOTION to approve the minutes as corrected. Councilman Bird SECONDED the motion, which passed unanimously.

ACCOUNTS PAYABLE

City Recorder Dorothy Jeffery presented the list of accounts payable to the Council Members. Councilman Bird MOVED and Council Member Hansen SECONDED the motion to pay the current bills as presented. The motion carried unanimously.

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RESOLUTION CONFIRMING THE INCLUSION OF DELTA CITY IN THE WEST MILLARD HOSPITAL DISTRICT

Attorney Peterson presented Resolution 83-89, which had been prepared to confirm inclusion of Delta City into in the West Millard Hospital District, upon request of County Attorney Jackson.

Councilman Dafoe made the **MOTION** to accept Resolution No. 83-89 entitled:

A RESOLUTION CONFIRMING THE INCLUSION OF THE CITY OF DELTA WITH IN THE BOUNDARIES OF THE WEST MILLARD HOSPITAL DISTRICT SPECIAL SERVICE DISTRICT AS SAID DISTRICT HAS BEEN PROPOSED TO BE RE-ESTABLISHED AND RECREATED BY THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY.

Council Member Hansen **SECONDED** the motion. The Mayor asked for a roll call vote. The vote was as follows:

Max Bennett	Absent
Don Bird	Yea
Don Dafoe	Yea
Ruth Hansen	Yea
Willis Morrison	Absent

Following the voting, the Mayor signed Resolution 83-89 and it was attested by the City Recorder.

PARK DEDICATION FEE ORDINANCE

City Attorney Peterson presented the Park Dedication Fee Ordinance, which would provide financing for needed park and recreation facilities and improvements. City Attorney Peterson recommended that the City adopt a new ordinance and incorporate it in the Revised Municipal Code of Ordinances as title 15.

City Attorney Peterson recommended that the fees be established based on the criteria handed down by the State Utah Supreme Court, as specified on page 4 of the proposed ordinance.

City Administrator Bishop stated that he had asked Parks & Recreation Director Steve Littlefield to prepare a 5 year capital outlay plan of park and recreational facilities. The Mayor stated that John Willie would be a good resource person to contact for assistance with the plan. It was suggested that Mr. Littlefield work with the Park and Rec-

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reation Advisory Board.

The ordinance as presented would allow the Council to accept land in lieu of money for impact fees, where the land being offered could be incorporated into the master plan.

AMENDMENT TO F. Y. 83 MUNICIPAL BUDGET FOR CLERICAL HELP IN CITY HALL

City Administrator Bishop stated that Rita Byrd, who usually does the posting and billing, is in the hospital ill. The Park & Recreation Department is requesting more secretarial help. In looking over the budget the library has enough money to fund a temporary secretary. Part of the wages should also be taken out of the water and sewer fund. This will be for seven weeks in the amount of \$1260.00.

Council Member Hansen made the **MOTION** to authorize amendment of the 1983 Fiscal Budget for additional clerical help for City Hall with the money needed to be paid out of the library budget as well as water and sewer funds. Councilman Dafoe **SECONDED** the motion, which passed unanimously.

DISCUSSION OF ADDITIONAL 1/8% LOCAL SALES TAX

City Administrator Bishop presented a proposed ordinance providing an option for 1/8% of local sales tax increase for discussion only. Based upon a computer analysis, Delta would not appear to benefit by this. Increasing taxes would not mean increasing revenue in the City. The sales tax is distributed by population and point of sales.

Arguments for and against the increase included: redistribution of tax revenue from the commercial cities to assist the smaller bedroom cities. Also, Delta has a moral obligation to west Millard County, the Council Members stated. The people in West Millard County are receiving some benefits because Delta is the cultural center and there are a lot of activities, such as this library that is going to be built and furnished by Delta City. The people in the outside communities participate in Christmas, Fourth of July Celebrations and other similar activities.

Mayor Nielson stated that for the last quarter of 1982 sales tax collection for Delta City was up 40.9% from the preceding year. Grocery Stores and Auto sales were the highest areas of largest increase.

City Attorney Peterson commented that the ordinance refers to the state statutes, and without a copy of the changes to

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the state statutes, it is hard to analyze the ordinance. Also, he said a provision should be written into the ordinance to incorporate the change into the codified ordinance for Delta City. This will be brought back on the agenda.

OTHER BUSINESS

City Attorney Peterson recommended that the Street Addressing System should be adopted by ordinance. He recommended that it be put in as part of the the Street Plan, and then adopt the Street Plan by ordinance. By doing it this way it will strengthen the subdivision ordinance and zoning ordinance.

Mr. Peterson stated that the statues do not require an ordinance to set up a Library Board. He suggested, however, that the City pass an ordinance creating a library board and defining its responsibilities. The ordinance should then be incorporated in the Revised Ordinances of Delta City.

City Attorney Peterson reported on the hearings held on Wednesday May 4, 1983, concerning water rights transfer. He stated that there was a change application hearing on the S & G Well, or so called Gardner Well. Delta City is interested in the transfer from the Cox Well and Innovation Farm Well into the S & G Well. He felt that this hearing went quite well. Both the Mayor and City Engineer testified and presented material in the City's behalf.

In a hearing held the same day the City protested the Bunker's transferring water from a feed yard well to a location adjacent to the Delta Cemetery for use in their subdivision. This well would go down as far as the City's Sugar Factory Well, which may take from the resources of that well. Hopefully, there will be some restrictions placed on this well.

Also, heard was the Don Daly Change Application. There were no representatives for the change, only the City to protest it. It will probably be denied because the City has a 10 inch water line that goes right by his property.

City Administrator Bishop stated that there had been a number of inquiries as to the irrigation fees. The Water Master would like to turn the water in on about the 23rd of May. Last year the City subsidized the irrigation system by approximately \$9,000.00. The major fees are the water master's wages and the propane to burn the ditches. The Council decided to discuss this issue next week after Coun-

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cilman Morrison has time to review it.

Mr. Bishop asked the Council if they were planning a ground breaking ceremony for City Hall. The Council concurred that they would like a groundbreaking program. It was suggested that the Delta High School Band be asked to perform.

City Administrator Bishop presented a Salary & Benefit Survey condensed down to show where Delta stands in relation to other Utah cities and towns as far as salaries and benefits. This survey shows an average compiled in January of 1983. He also stated that the State Retirement contribution has been decreased both from the employees side and the employers side by about 4.85% combined. He suggested the City could put this 4.85% back into salaries without it costing any additional money to the City. Mr. Bishop stated that if it were possible he would like to have a work session with the Council to go over budget request and personnel costs.

Council Member Hansen mentioned that Doris Abbott died, and suggested that flowers be sent. Doris Abbott was the City Librarian for many years. The Council agreed that the flowers should be paid for from the City Council's Budget.

Councilman Bird stated that he had had numerous calls concerning the Beer Ordinance, and that he would like some clarifications.

In response to questions from the Council, City Attorney Peterson stated that The Cellar Club and any other licensed premises are to close, meaning people out, at 2:00 a.m. Any place that beer or liquor is sold or consumed is to close at 2:00 a.m. Class A license holders and restaurants are not allowed to sell beer between 2:00 a.m. and 7:30 a.m. Sundays apply as any other day of the week. No business licensed for the sale of beer can be located closer than 600 feet, as the crow flies, to any church or school.

The Mayor stated that Harold Taylor had voiced a complaint, that the sewer pond is leaking into his alfalfa. He recommended that Niel Forster, Public Works Superintendent, and John Quick, City Engineer, look at this. They agreed to look at the situation Tuesday May 10th at 9:00 a.m. Councilman Bird will accompany them.

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Councilman Bird made the MOTION to adjourn and Councilman Dafoe SECONDED the motion. The motion carried unanimously and the Mayor adjourned the meeting at 10:17 p.m.


Mayor Grant S. Nielson

City Recorder Dorothy Jeffery

MINUTES OF A PUBLIC HEARING HELD MAY 16, 1983

PRESENT:

Grant Nielson	Mayor
Max Bennett	Council Member
Don Bird	Council Member
Don Dafoe	Council Member
Ruth Hansen	Council Member
Willis Morrison	Council Member

ABSENT:

None

OTHERS PRESENT:

Vance Bishop	City Administrator
Dorothy Jeffery	City Recorder
Warren Peterson	City Attorney
Sherri Terrell	City Secretary
John Willie	
Bill Garrett	
Howard Gimperline	
Max Wood	

Mayor Nielson being present, called the meeting to order at 7:09 p.m. and stated that time, place, and purpose of the meeting had been duly advertised in the Millard County Chronicle, the Millard County Gazette, the local radio